

1 BILL NO. ~~#~~ R-86-05-23

2 RESOLUTION NO. R-

52-86

3 A RESOLUTION of the Common Council
4 of the City of Fort Wayne, Indiana
5 setting forth the policy of the City
6 of Fort Wayne, Indiana in regard to
7 the Lincoln Village Annexation.

8 WHEREAS, the annexation of territory to the City of
9 Fort Wayne is a legislative function; and

10 WHEREAS, the Common Council of the City of Fort Wayne
11 is called upon in the preparation of the City budget to provide
12 for the furnishing of municipal services to the entire City,
13 including newly annexed areas; and,

14 WHEREAS, the Common Council desires that newly annexed
15 areas receive the full measure of municipal services; and,

16 WHEREAS, the Common Council of The City of Fort Wayne
17 has before it an Ordinance for the annexation of the Lincoln
18 Village Annexation Area, more specifically described as
19 follows, to-wit:

20 Part of the South Half of Section 12 in
21 Township 31 North, Range 12 East of the Second
22 Principal Meridian in Allen County, Indiana,
23 more particularly described as follows:

24 Commencing at the southwest corner of the South-
25 west Quarter of said Section 12, being also the
26 intersection of the centerline of Coldwater Road
27 with the centerline of Cook Road; thence North 89
28 degrees, 50 minutes, 18 seconds East (assumed
29 bearing) a distance of 2,542.46 feet along the
30 south line of the Southwest Quarter of said
31 Section 12 to the southeast corner of the South-
32 west Quarter of said Section 12; thence North 00
degrees, 28 minutes, 36 seconds West a distance of
660.44 feet along the north-south centerline of
said Section 12 to the Point of Beginning, being
the southeast corner of Lot Numbered 28 in
Wheatridge, Section I, as recorded in Plat Book
42, Page 119, in the Office of the Recorder of
Allen County: the next ten (10) calls being
contiguous to the easterly and northerly lines of
said Wheatridge, Section I; thence continuing
North 00 degrees, 28 minutes, 36 seconds West, a
distance of 448.54 feet; thence North 35 degrees,
10 minutes, 40 seconds West a distance of 592.67
feet; thence North 60 degrees, 10 minutes, 40
seconds West a distance of 530.33 feet; thence
South 29 degrees, 49 minutes, 20 seconds West, a
distance of 15.00 feet; thence North 60 degrees,

10 minutes, 40 seconds West, a distance of 150.00 feet; thence South 29 degrees, 49 minutes, 20 seconds West, a distance of 135.00 feet; thence North 60 degrees, 10 minutes, 40 seconds West, a distance of 50.00 feet; thence South 29 degrees, 49 minutes, 20 seconds West, a distance of 499.67 feet; thence South 48 degrees, 32 minutes, 24 seconds West, a distance of 144.41 feet; thence South 68 degrees, 17 minutes, 40 seconds West, a distance of 143.58 feet to the northeasterly line of Stone Pointe Village as recorded in Document No. 83-12290 in the said Recorder's Office; thence North 26 degrees, 50 minutes, 50 seconds West, a distance of 389.77 feet along said northeasterly line; thence South 89 degrees, 22 minutes, 57 seconds West, a distance of 149.27 feet along the northerly line of said Stone Pointe Village; thence North 00 degrees, 36 minutes, 47 seconds West, a distance of 248.02 feet to the southerly line of Carlisle Place, Section "C", as recorded in Plat Book 41, Page 115, in said Recorder's Office; thence North 89 degrees, 04 minutes, 26 seconds East, a distance of 54.00 feet along said southerly line; thence North 00 degrees, 39 minutes, 41 seconds West, a distance of 815.39 feet along the easterly line of said Carlisle Place, Section "C", to the southerly line of Northwood Park as recorded in Plat Book 22, pages 96 and 97 in said Recorder's Office; thence North 89 degrees, 30 minutes, 41 seconds East, a distance of 545.33 feet along said southerly line; thence North 89 degrees, 25 minutes, 10 seconds East, a distance of 615.00 feet; thence South 12 degrees, 49 minutes, 07 seconds East, a distance of 303.58 feet; thence North 67 degrees, 28 minutes, 51 seconds East, a distance of 22.00 feet; thence North 78 degrees, 00 minutes, 23 seconds East, a distance of 167.48 feet; thence South 11 degrees, 59 minutes, 37 seconds East, a distance of 43.57 feet; thence North 78 degrees, 00 minutes, 23 seconds East, a distance of 154.93 feet; thence North 06 degrees, 24 minutes, 40 seconds East, a distance of 11.54 feet; thence South 89 degrees, 38 minutes, 02 seconds East, a distance of 256.29 feet to a point on the north-south centerline of said Section 12; thence South 00 degrees, 21 minutes, 58 seconds West, a distance of 96.44 feet, along said north-south centerline; thence North 89 degrees, 42 minutes, 12 seconds East, a distance of 1,289.99 feet along the south line of, and the westerly extension of Manor Park, Section D and Section E, as recorded in Plat Books 40 and 41, Pages 11 and 65, respectively, in the Office of the Recorder of Allen County, to a point on the west line of a 36.08-acre tract (Document No. 70-11034); thence South 00 degrees, 04 minutes, 38 seconds East, a distance of 977.35 feet along the west line of said 36.08-acre tract; thence North 89 degrees, 38 minutes, 16 seconds East, a distance of 302.03 feet along the south line of said 36.08-acre tract to the northwest corner of a 5.13-acre tract (Document No. 85-5455); thence South 00 degrees, 13 minutes, 32 seconds East, a distance of 1,335.77 feet, to a point on the south line of

1 said Section 12, also being the centerline of Cook
2 Road; thence South 89 degrees, 42 minutes, 12
3 seconds West, a distance of 340.33 feet along said
4 south line; thence North 00 degrees, 01 minute, 51
5 seconds West, a distance of 661.26 feet along the
6 east line of a 2.94-acre tract (Deed Book No. 512,
7 Page 532); thence South 89 degrees, 32 minutes, 09
8 seconds West, a distance of 1,260.40 feet along
9 the north line of said 2.94-acre tract and its
10 westerly extension, to the Point of Beginning;
11 containing 101.27 acres, more or less, and subject
12 to rights-of-way and easements of record.

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14
15 NOW THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF
16 THE CITY OF FORT WAYNE, INDIANA:

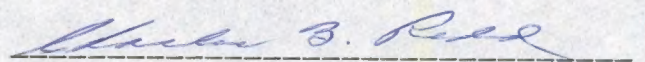
17
18 SECTION 1. That in the case of the Lincoln Village
19 Annexation, it is the policy of the City of Fort Wayne to
20 follow the provisions of Section 1.1 of Chapter 2 of the
21 Municipal Code of the City of Fort Wayne, Indiana of 1974, as
22 amended, with regards to the provision of non-capital and
23 capital services to the annexation area.

24
25 SECTION 2. That it is the policy of the City of Fort
26 Wayne to follow the annexation fiscal plan for said described
27 territory, as prepared by the Division of Community Develop-
28 ment and Planning, which is attached hereto and incorporated
29 herein.

30
31 SECTION 3. That said plan sets forth cost estimates
32 of the services to be provided, the methods of financing these
33 services, the plan for the organization and extension of these
34 services, delineates the non-capital improvement services to be
35 provided within one (1) year of annexation, the capital
36 improvement services to be provided within three (3) years of
37 annexation, and the plan for hiring employees of other govern-
38 mental entities whose jobs will be eliminated by this annexa-
39 tion.

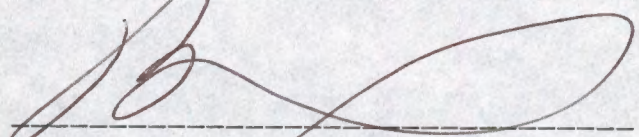
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41 SECTION 4. That said plan is hereby approved and
42 adopted by the Common Council of the City of Fort Wayne,
43 Indiana and shall be in full force and effect upon the effect-
44 ive date of the Lincoln Village Annexation Ordinance.

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COUNCILMEMBER

APPROVED AS TO FORM AND LEGALITY



BRUCE O. BOXBERGER, CITY ATTORNEY

Read the first time in full and on motion by Redd, seconded by Stier, and duly adopted, read the second time by title and referred to the Committee Annexation (and the City Plan Commission for recommendation) and Public Hearing to be held after due legal notice, at the Council Chambers, City-County Building, Fort Wayne Indiana, on _____, the _____ day of _____, 19____, at _____ o'clock _____ M., E.

DATE: 5-13-86

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Read the third time in full and on motion by Redd, seconded by Stier, and duly adopted, placed on its passage. PASSED ~~(LOST)~~ by the following vote:

| | <u>AYES</u> | <u>NAYS</u> | <u>ABSTAINED</u> | <u>ABSENT</u> | <u>TO-WIT:</u> |
|--------------------|-------------|-------------|------------------|---------------|----------------|
| <u>TOTAL VOTES</u> | <u>8</u> | _____ | _____ | <u>1</u> | _____ |
| <u>BRADBURY</u> | <u>✓</u> | _____ | _____ | _____ | _____ |
| <u>BURNS</u> | <u>✓</u> | _____ | _____ | _____ | _____ |
| <u>EISBART</u> | <u>✓</u> | _____ | _____ | _____ | _____ |
| <u>GiaQUINTA</u> | _____ | _____ | _____ | <u>✓</u> | _____ |
| <u>HENRY</u> | <u>✓</u> | _____ | _____ | _____ | _____ |
| <u>REDD</u> | <u>✓</u> | _____ | _____ | _____ | _____ |
| <u>SCHMIDT</u> | <u>✓</u> | _____ | _____ | _____ | _____ |
| <u>STIER</u> | <u>✓</u> | _____ | _____ | _____ | _____ |
| <u>TALARICO</u> | <u>✓</u> | _____ | _____ | _____ | _____ |

DATE: 6-24-86

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as (ANNEXATION) ~~(APPROPRIATION)~~ ~~(GENERAL)~~ ~~(SPECIAL)~~ ~~(ZONING MAP)~~ ORDINANCE (RESOLUTION) NO. R-52-86 on the 24th day of June, 1986,

ATTEST:

(SEAL)

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Samuel J. Talarico
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 25th day of June, 1986, at the hour of 11:00 o'clock 7 M., E.S.T.

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Approved and signed by me this 26 day of June, 1986, at the hour of 10:00 o'clock A M., E.S.T.

Win Moses, Jr.
WIN MOSES, JR., MAYOR

Admn. Appr. _____

DIGEST SHEET

Q-86-05-23

TITLE OF ORDINANCE Resolution setting forth City policy for the voluntary annexation of the Lincoln Village Area.

DEPARTMENT REQUESTING ORDINANCE Community Development and Planning

SYNOPSIS OF ORDINANCE Resolution sets forth City policy for annexing the Lincoln Village Area and for providing services to the area.

EFFECT OF PASSAGE The City is more assured of being in compliance with Indiana annexation law upon the annexation of the Lincoln Village Area.

EFFECT OF NON-PASSAGE The City is less likely to be in compliance with Indiana annexation law.

MONEY INVOLVED (Direct Cost, Expenditures, Savings) To be explained by the fiscal plan to be prepared for the Lincoln Village Area.

ASSIGNED TO COMMITTEE (J.N.) _____

BILL NO. R-86-05-23

REPORT OF THE COMMITTEE ON ANNEXATION

WE, YOUR COMMITTEE ON ANNEXATION TO WHOM WAS

REFERRED AN (~~ORDINANCE~~) (RESOLUTION) of the Common Council
of the City of Fort Wayne, Indiana setting forth the policy of the
City of Fort Wayne, Indiana in regard to the Lincoln Village Annexation

HAVE HAD SAID (~~ORDINANCE~~) (RESOLUTION) UNDER CONSIDERATION AND BEG
LEAVE TO REPORT BACK TO THE COMMON COUNCIL THAT SAID (~~ORDINANCE~~)
(RESOLUTION) _____

YES

NO

Charles B. Redd CHARLES B. REDD
CHAIRMAN _____

_____ BEN A. EISBART
VICE CHAIRMAN _____

_____ DONALD J. SCHMIDT _____

_____ JAMES S. STIER _____

Janet G. Bradbury JANET G. BRADBURY
CONCURRED IN 6-24-86

SANDRA E. KENNEDY
CITY CLERK